

**Notice of Allowability**

Application No.

09/805,722

Examiner

Hanh B Thai

Applicant(s)

STOCKLEY, BRIAN HENRY

Art Unit

2161

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to June 14, 2004.
2. ☒ The allowed claim(s) is/are 1-23.
3. ☒ The drawings filed on 12 March 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
  - \* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments, filed June 14, 2004, with respect to claims 1-23 have been fully considered and are persuasive. The finality rejection of claims has been withdrawn.

### ***Allowable Subject Matter***

2. Claims 1-23 are allowed over the prior art of record.

The following is an examiner's statement of reasons for allowance:

Regarding independent claims 1, 5, 10, 11, 12, 16 and 20, the prior art fails to disclose or suggest the claimed provision providing a plurality of functions for data structures that the plurality of functions entirely excluding a save-as function so as to be incapable of being executed as claimed in conjunction with remaining claims provisions.

The dependent claims, being further limiting to the independent claims, definite and enabled by the Specification are also allowed.

3. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. As allowable subject matter has been indicated, applicant's response must either comply with all format requirements of specifically traverse each requirement not complied with. See 37 CFR 1.111(b) and MPEP section 707.07(a).

***Other Prior Art Made of Record***

1. Sharon Gaudin "Companies move to protect outgoing data", Feb 1, 1999, Vol. 33, Page 60.
2. Farese et al. (US Patent 4,996,685) disclose technique for dynamically changing an ISDN connection during a host session.
3. Thompson (US Patent 5,557,732) discloses method and apparatus for protecting software executing on a demonstration computer.
4. Carpenter-Smith et al. (US Patent 5,838,973) disclose method and system for interactively transforming a system or process into a visual representation.
5. Kaply et al. (US Patent 5,841,420) disclose method and system in a data processing system windowing environment for displaying previously obscured information.
6. Alexander (US Patent 6,697,754) discloses a generation and execution of instrument control macro files for controlling a signal measurement system.

***Conclusion***

5. The prior art made of record and not relied upon is considered pertinent to Applicant's disclosure.

***Point of Contact***

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hanh B Thai whose telephone number is 571-272-4029. The examiner can normally be reached on 8 AM - 4:30 PM.

Art Unit: 2161

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Safet Metjahic can be reached on 571-272-4023. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Hanh B Thai  
Examiner  
Art Unit 2161

November 12, 2004



**UYEN LE**  
**PRIMARY EXAMINER**